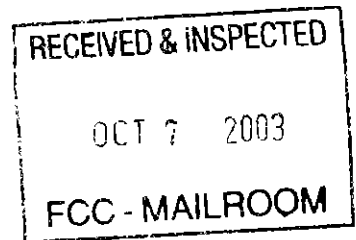


DOCKET FILE COPY ORIGINAL



October 3, 2003

Ms. Marlene Dortch  
Office of the Secretary  
Federal Communications Commission  
445 Twelfth Street, S.W.  
12th Street Lobby - TW - A325  
Washington, D.C. 20554

Re: Petition for Rule Making  
Pittsburg, Oklahoma

Dear Ms. Dortch:

Enclosed is an original and four (4) copies of a Petition  
for Rule Making to add Channel 232A at Pittsburg, Oklahoma.

Respectfully submitted,

A handwritten signature in dark ink, appearing to be "Charles Crawford", written over a horizontal line.

Charles Crawford  
4553 Bordeaux Ave.  
Dallas, Texas 75205  
(214) 520-7077 Tele  
(214) 443-9308 Fax

No of Copies rec'd 0+4  
List ABCDE  
MB 03-322

RECEIVED & INSPECTED  
OCT 7 2003  
FCC - MAILROOM

To: John Karousos, Assistant Chief  
Audio Division of the  
Media Bureau

Pursuant to 47 C.F.R. 1.401, Charles Crawford respectfully petitions the FCC to institute a Rule Making proceeding to amend the FM Table of Allotments to add Channel 232A at Pittsburg, Oklahoma.

Petitioner respectfully submits that the public interest would be served by allocating Channel 232A to Pittsburg, Oklahoma as that community's first local service. Pittsburg is an incorporated community with a population of 280 people. Pittsburg has its own mayor, its own post office, its own zip code, 74560, its own fire department, city hall, its own school district including

the Pittsburg High School and a number of local churches. The proposed channel 232A will provide additional diversity and an outlet for local self-expression to Pittsburg residents and therefore is in the public interest.

In order for Channel 232A to be allotted to Pittsburg, Oklahoma, the reference coordinates for Channel 232A, the vacant allotment at Cove, Arkansas must be relocated 5.45 km east. Note: the Report & Order for MB Docket No. 03-143, DA 03-2908, Cove, Arkansas, was released on September 5, 2003. (See, Attachment A)

The proposed changes are:

	<u>Present</u>	<u>Proposed</u>
Pittsburg, Ok	-----	232A
Cove, AR	232A	232A <sup>2</sup>

Attached hereto is a channel study confirming that Channel 232A can be allocated to Pittsburg, Oklahoma, consistent with the FCC's FM separation rules provided the change is made at Cove, Arkansas. See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992). (See, Attachment B)

Reference coordinates for Channel 232A at Pittsburg, Oklahoma are:

34 41 15 N  
95 42 19 W

---

<sup>2</sup> Relocate reference coordinates 5.45 km east

In order for Channel 232A to be allotted at Pittsburg, Oklahoma the reference coordinates for the vacant allotment Channel 232A at Cove, Arkansas must be relocated 5.45 km east.

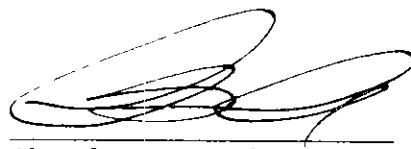
Attached hereto is a channel study confirming that the reference coordinates for Channel 232A at Cove, Arkansas can be relocated 5.45 km east consistent with the FCC's FM separation rules. See revision of FM Assignment Policies and Procedures, 90 FCC 2d 88 (1992). (See, Attachment C) The new reference coordinates for Channel 232A at Cove, Arkansas are:

34 21 00 N  
94 30 00 W

Should this petition be granted, and Channel 232A be allotted to Pittsburg, Oklahoma, Petitioner will apply for Channel 232A, and after it is authorized, will promptly construct the new facility.

The factual information provided in this Petition for Rule Making is correct and true to the best of my knowledge.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'Charles Crawford', written over a horizontal line.

Charles Crawford

4553 Bordeaux Ave.  
Dallas, Texas 75205  
(214) 520-7077           Tele  
(214) 443-9308           Fax

cc: Gene A. Bechtel, Law Office of Gene Bechtel, Suite  
600, 1050 17<sup>th</sup> Street, N.W., Washington, D.C. 20036,  
telephone (202) 496-1289, telecopier (301) 762-0156,  
attorney for Charles Crawford. It is requested that the  
Commission and any parties who may file pleadings in the  
captioned matter serve copies to Mr. Bechtel as well as  
Charles Crawford.

October 3, 2003

**Attachment A**

(Report & Order for MB Docket No. 03-143, Cove, Arkansas, DA  
03-2908)

**Before the  
Federal Communications Commission  
Washington, D.C. 20554**

In the Matter of	)	
	)	
Amendment of Section 73.202(b)	)	
Table of Allotments,	)	
FM Broadcast Stations	)	
(Cove, Arkansas)	)	MB Docket No. 03-143
	)	RM-10726
	)	
(Robert Lee, Texas)	)	MB Docket No. 03-146
	)	RM-10728

**REPORT AND ORDER  
(Proceeding Terminated)**

**Adopted: October 1, 2003**

**Released: October 3, 2003**

By the Assistant Chief, Audio Division

1 The Audio Division has before it *Notices of Proposed Rule Making* ("Notice"),<sup>1</sup> specified below, setting forth two separate proposals to amend the FM Table of Allotments, Section 73.202(b) of the Commission's Rules. Each petitioner filed comments in support of its proposal reaffirming its intention to apply for the requested channel, if allotted.<sup>2</sup> Each proposal complies with all Commission technical requirements and we continue to believe each proposal would serve the public interest. There were no additional comments or counterproposals received in response to the above-listed dockets. Accordingly, we adopt each proposal as originally proposed. These are as follows:

**A. MB Docket No. 03-143; RM-10726**

**Action:** At the request of Charles Crawford, we are allotting Channel 232A at Cove, Arkansas, as that community's first local aural transmission service.<sup>3</sup>

**Coordinates:** The reference coordinates for Channel 232A at Cove are 34-22-17 North Latitude and 94-33-12 West Longitude.

<sup>1</sup> *Cove, Arkansas and Robert Lee, Texas*, 18 FCC Rcd 12696 (MB 2003).

<sup>2</sup> Late-filed comments were received from Katherine Pyeatt in MB 03-146, which reaffirmed her expression of interest in the allotment of Channel 289A at Robert Lee, Texas. We will accept these comments since this proceeding is uncontested and no prejudice would occur to other parties. See *Santa Isabel, Puerto Rico*, 3 FCC Rcd 2336 (1998), *aff'd*, 4 FCC Rcd 3412 (1989), *aff'd sub non Amor Family Broadcasting v. FCC*, 918 F.2d 960 (D.C. Cir. 1990).

<sup>3</sup> As stated in the *Notice*, Cove is an incorporated community with a 2000 U.S. Census population of 383 persons. Cove has its own mayor, post office, fire department, high school, and a number of local churches.

**Additional Information:** This allotment requires a site restriction of 14.9 kilometers (9.2 miles) southwest to avoid a short-spacing to the license site of Station KOLX, Channel 233C2, Barling, AR

**FCC Contact:** Rolanda F. Smith (202) 418-2180

**B. MB Docket No. 03-146; RM-10728**

**Action:** At the request of Katherine Pyeatt, we are allotting Channel 289A at Robert Lee, Texas as that community's first local aural transmission service.<sup>4</sup>

**Coordinates:** The reference coordinates for Channel 289A are 32-00-56 North Latitude and 100-26-20 West Longitude

**Additional Information:** This allotment is at city reference coordinates and requires no site restriction. Although concurrence has been requested for Channel 289A at Robert Lee, notification has not been received. If a construction permit is granted prior to the receipt of formal concurrence in the allotment by the Mexican government, the construction permit will include the following condition: "Use of this allotment is subject to suspension, modification, or termination without right to hearing, if found by the Commission to be necessary in order to conform to the 1992 USA-Mexico FM Broadcast Agreement or if specifically objected to by Mexico's Secretaria de Comunicaciones Y Transportes."

**FCC Contact:** Rolanda F. Smith (202) 418-2180

2. Accordingly, pursuant to the authority found in Sections 4(i), 5(c)(1), 303(g) and (r) and 307(b) of the Communications Act of 1934, as amended, and Sections 0.61, 0.204(b) and 0.283 of the Commission's rules, IT IS ORDERED, That effective November 17, 2003, the FM Table of Allotments, Section 73.202(b) of the Commission's Rules, IS AMENDED, with respect to the communities listed below, to read as follows:

<u>Community</u>	<u>Channel No.</u>
Cove, Arkansas	232A
Robert Lee, Texas	289A

3. The window period for filing applications for these allotments will not be opened at this time. Instead, the issue of opening these allotments for auction will be addressed by the Commission in a subsequent order.

4. IT IS FURTHER ORDERED, That the aforementioned proceedings ARE TERMINATED.

<sup>4</sup> As discussed in the *Notice*, Robert Lee is an incorporated community with a 2000 U.S. Census population of 1,171 persons. Robert Lee has its own mayor, post office, volunteer fire department, library, and a number of businesses.



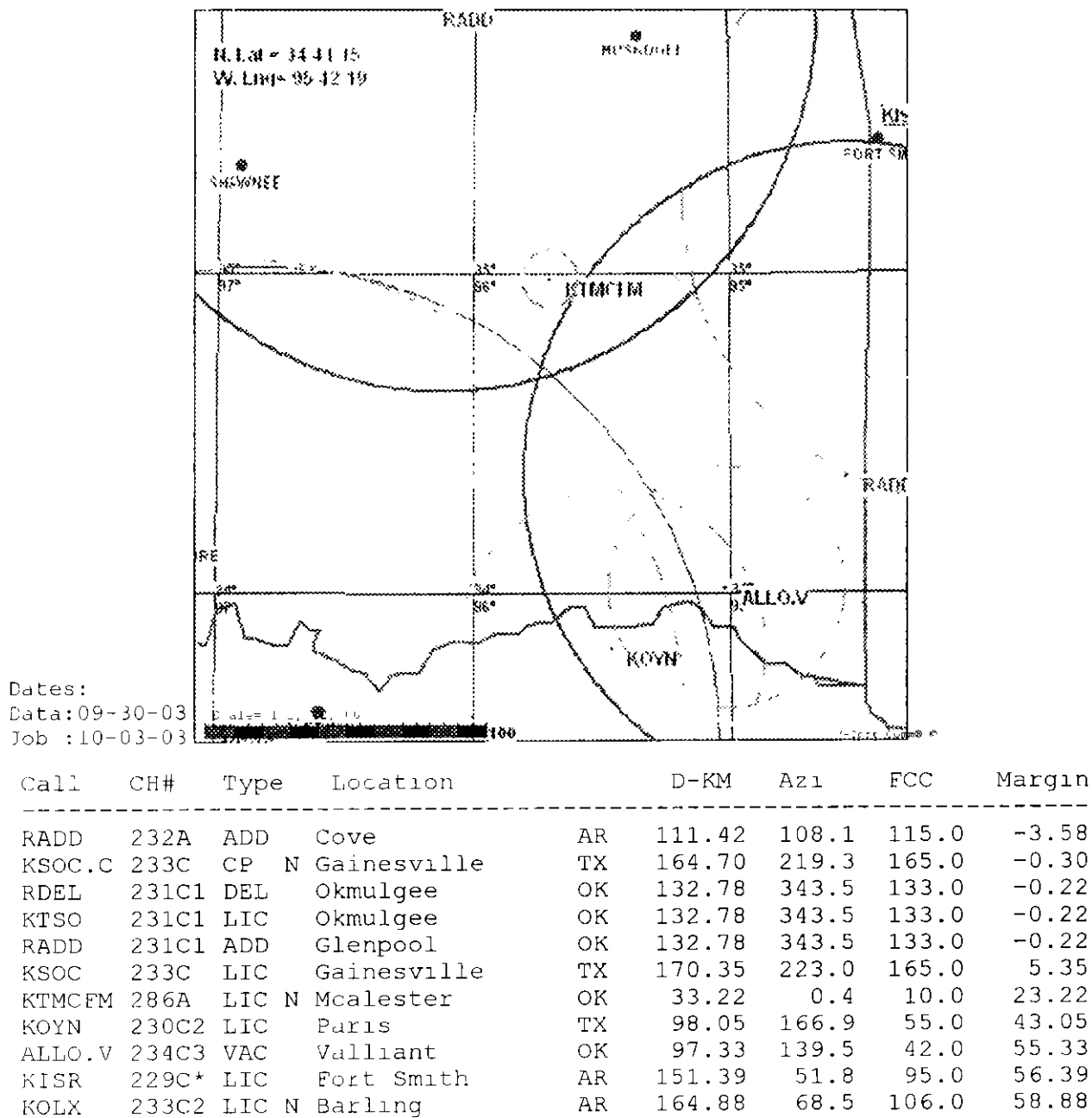
5 For further information concerning a specific docket, contact the FCC Contact listed above for that docket

**FEDERAL COMMUNICATIONS COMMISSION**

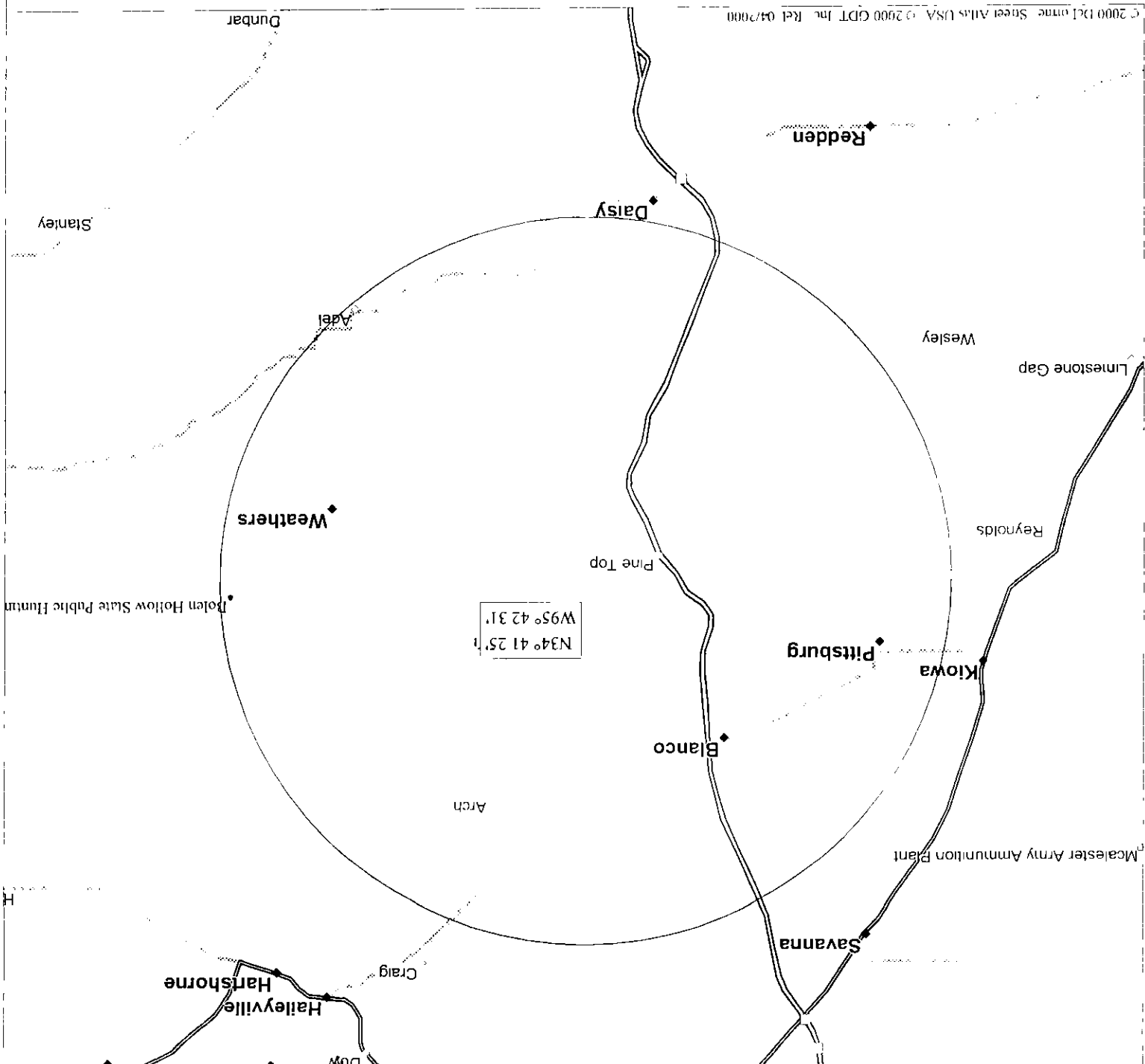
John A. Karousos  
Assistant Chief, Audio Division  
Media Bureau

## **Attachment B**

(Channel study for Channel 232A at Pittsburg, Oklahoma)

FM PROSP<sup>TM</sup> LOCATE STUDY CH 232 A 94.3 MHz


# Pittsburg, OK CH 232A 70 dBu



Park/Reservation  
 Land  
 Water  
 Inundated Area

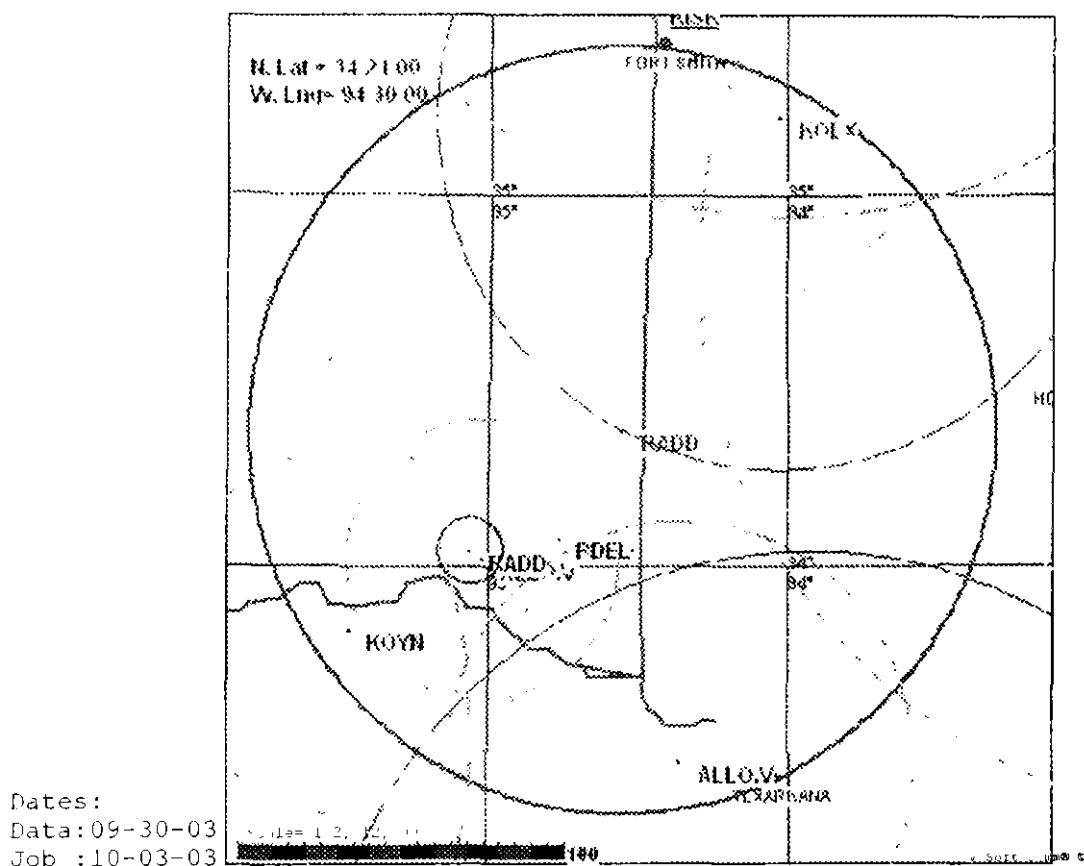
US Highway  
 Interstate/Limited Access  
 Toll Highway  
 Major Connector  
 State Route  
 Exit  
 Point of Interest  
 Small Town

May 11 00  
 Sat Sep 13 14 08 2003  
 Scale 1 250,000 (at center)  
 5 Miles  
 5 KM

© 2000 Intel Corp. Street Atlas USA © 2000 GDT Inc. Rdt 04/2000

### **Attachment C**

(Channel study for Channel 232A at Cove, Arkansas,  
reference coordinates relocated)



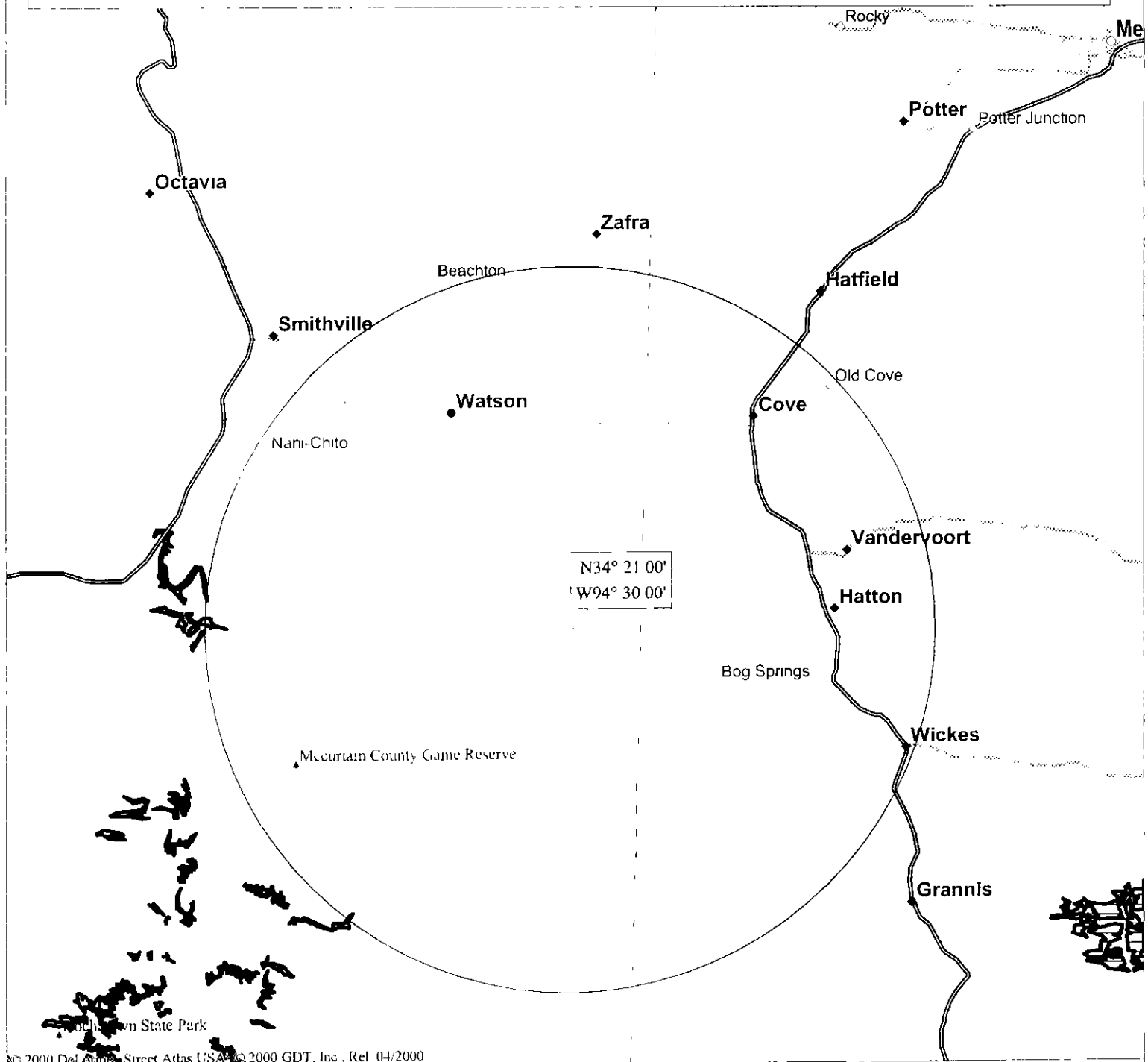
Dates:

Data: 09-30-03

Job : 10-03-03

Call	CH#	Type	Location		D-KM	Azi	FCC	Margin
RADD	232A	ADD	Cove	AR	5.45	295.9	115.0	-109.55
KOLX	233C2	LIC N	Barling	AR	105.83	24.4	106.0	-0.17
ALLO.V	234C3	VAC	Valliant	OK	60.31	232.6	42.0	18.31
KKPT	231C	LIC	Little Rock	AR	190.55	74.2	165.0	25.55
ALLO.V	231A	VAC	Hooks	TX	97.93	172.3	72.0	25.93
KRUF	233C*	LIC	Shreveport	LA	193.60	164.1	165.0	28.60
RDEL	233C	DEL	Shreveport	LA	193.60	164.1	165.0	28.60
RADD	285A	ADD	Broken Bow	OK	38.79	218.9	10.0	28.79
RDEL	285A	DEL	Broken Bow	OK	38.79	218.9	10.0	28.79
KISR	229C*	LIC	Fort Smith	AR	130.48	4.3	95.0	35.48
RADD	233C0	ADD	Shreveport	LA	193.60	164.1	152.0	41.60
KOYN	230C2	LIC	Paris	TX	106.20	237.0	55.0	51.20
RADD	286A	ADD	Wright City	OK	61.72	237.0	10.0	51.72
KSOC.C	233C	CP N	Gainesville	TX	233.72	247.8	165.0	68.72
KAMOFM	232C2	LIC N	Rogers	AR	236.93	11.4	166.0	70.93

# Cove, AR CH 232A 70 dBu



Mag 11 00

Sat Sep 13 14 16 2003

Scale 1 250,000 (at center)

5 Miles

5 KM

- US Highway
- Major Connector
- State Route
- County Seal
- Small Town
- Park/Reservation
- Locale
- State Boundary

Land

Water

Inundated Area